



25189

PATENT TRADEMARK OFFICE

Practitioner's Docket No. 03-12473

ORIGINAL PATENT

COMBINED DECLARATION AND POWER OF ATTORNEY

**(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,
CONTINUATION, OR C-I-P)**

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is for a utility application.

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

THERAPY WEIGHT SYSTEM

SPECIFICATION IDENTIFICATION

The specification is attached hereto.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, Section 1.56.

POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

APPOINTED PRACTITIONER(S)	REGISTRATION NUMBER(S)
Donald M. Cislo	22,060
Charles H. Thomas	25,710
Daniel M. Cislo	32,973
Andrew S. Jordan	33,917
Kelly W. Cunningham	43,570
Sarah A. Brown	47,455
Thomas A. Dougherty	51,214

I hereby appoint the practitioner(s) associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

AUTHORIZATION OF ATTORNEY(S) TO ACCEPT AND FOLLOW INSTRUCTIONS FROM REPRESENTATIVE

The undersigned to this declaration and power of practitioner hereby authorizes the U.S. practitioner(s) named herein to accept and follow instructions from:

Donald M. Cislo, Esq.
CISLO & THOMAS LLP
233 Wilshire Boulevard, Suite 900
Santa Monica, California 90401-1211

as to any actions to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. practitioner(s) and the undersigned. In the event of a change in the person(s) from whom instructions may be taken, the U.S. practitioner(s) will be so notified by the undersigned.

SEND CORRESPONDENCE AND DIRECT TELEPHONE CALLS TO:


Donald M. Cislo, Esq.
CISLO & THOMAS LLP
233 Wilshire Boulevard, Suite 900
Santa Monica, California 90401-1211
Telephone: (310) 451-0647
Telefax: (310) 394-4477
USA
Email: doncislo@cislo.com

Customer Number 25189

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

Inventor	CARTER, Kenneth		
Inventor's signature			
Date	<u>2-4-04</u>	, 2004	Country of Citizenship USA
Residence	Clermont, California		
Post Office Address	2653 Sweetbriar Dr., Clermont, CA 91711		

Z:\ARCHIVE\TMDOCS\03-12473\12473 DECLARATION AND POA.DOC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

CARTER, Kenneth E.

Serial Number: Filed Herewith Examiner: Not yet known
Filed: Filed Herewith Art Unit: Not yet known
For: **THERAPY WEIGHT SYSTEM**

MAIL STOP PATENT APPLICATION»

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

ASSERTION OF SMALL ENTITY STATUS

Dear Sir or Madam:

I, the above-identified inventor, hereby claim small entity status under 37 C.F.R. § 1.9 as an independent inventor or § 1.27 as a business with less than five hundred (500) persons employed. I have not assigned, granted, conveyed or licensed any rights to any person who could not be classified as an independent inventor under 37 C.F.R. 1.9(d).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Respectfully submitted,

Date: February 4, 2004


Kenneth E. Carter

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

CARTER, Kenneth E.

Serial Number: Filed Herewith Examiner: Not yet known

Filed: Filed herewith Art Unit: Not yet known

For: **THERAPY WEIGHT SYSTEM**

MAIL STOP PATENT APPLICATION

Commissioner for Patents
Post Office Box 1450
Alexandria, Virginia 22313-1450

ASSERTION OF SMALL ENTITY STATUS

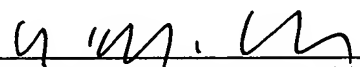
Dear Sir:

Applicant(s) and/or Inventor(s), above, hereby claim small entity status under 37 C.F.R. § 1.27 [§ 1.9 as an independent inventor]. It is not believed that any additional fees are due; however, in the event any additional fees are due, the Examiner is authorized to charge Applicant's attorney's deposit account no. 03-2030.

Respectfully submitted,

CISLO & THOMAS LLP

Date: February 10, 2004


Donald M. Cislo, Reg. No. 22,060

CISLO & THOMAS LLP
233 Wilshire Boulevard, Suite 900
Santa Monica, California 90401
Tel: (310) 451-0647
Fax: (310) 394-4477